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**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Applicant: MANTLO, Nathan Bryan	Group Art Unit: 1625
Serial No.: 10/540,330	Examiner: Lambkin, Deborah C.
Application Date: December 31, 2003	Conf No.: 8686
US Nat'l Entry Date (if applicable): June 21, 2005	
For: THIOPHENE DERIVATIVE PPAR MODULATORS	
Docket No.: X-15710	

**AMENDMENT UNDER 37 C.F.R. 1.121**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Introductory Comments**

In response to the Office Action dated 3 January 2007, for which a response is due by 5 February 2007, Applicants hereby request entry of the enclosed election and entry of the following amendments to withdraw the non-elected subject matter.

Claims 1 through 44, 46 through 48 and 50 through 58 are currently pending in the application and are subject to the 19-way restriction set forth in the Examiner's action, pursuant to 35 U.S.C. 121 and 372.

Applicants hereby elect Group II claims, without traverse, drawn to compounds, compositions and methods wherein R1, E, R9 and R30 is non-heteroaryl, X is O and U is alkyl unsubstituted and uninterrupted. Applicants hereby reserve the right to file one or more divisional applications to claim non-elected subject matter.

Please amend this application as follows to reflect the elected subject matter of Group II: Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 19 of this paper.